

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE THIRTIETH DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE R.SUBHASH REDDY

-

WRIT PETITION NO : 3049 of 1999

Between:

1 M/s. K.L. Reddy and M.V. Reddy

rep. by its Managing Partner Medapati Venkata Reddy
Special Class Contractor, Prakash Nagar,Rajahmundry,
East Godavari District.

2 M.V.Krishna Reddy S/o. Venkata Reddy
R/o. Danavaripet, Rajahmundry, E.G.Dist.

..... PETITIONERS

AND

The Superintending Engineer (R & B)

National Highways Circle,
Visakhapatnam-530 018.

.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ, order or direction more particularly one in the nature of Writ of Mandamus or any other appropriate Writ, declaring the action of the respondents in stipulating a Special Condition to the Chit Tender notice No. 12/98-99

dt: 5-1-1999 issued by the respondent herein to the effect that the contractors should possess experience in Blasting operations in Hard Rock to a tune of 22,000 Cubic Meters in any one year in the proceeding five years as illegal, arbitrary and discriminatory and consequently direct the respondent to issue tender schedules to the petitioners for the work notified in the said notice and consider the tender schedule to be filed by the petitioner herein without insisting upon them to produce

the experience certificate in Blasting Operations in Hard rock.

Counsel for the Petitioner: MR.C.V.NAGARJUNA REDDY

Counsel for the Respondent: GP FOR ROADS & BUILDINGS

The Court made the following :

ORDER:

It is represented by the learned counsel for the petitioners that the subject matter of the writ petition has become infructuous.

Recording the said submission, the writ petition is dismissed as infructuous. No order as to costs.

_____ R.SUBHASH REDDY, J

30.06.2005

DR

To

1. The Superintending Engineer (R & B)

National Highways Circle,
Visakhapatnam-530 018.

2. Two CS to the G.P. for Roads and Buildings,

High Court Buildings, High Court of A.P.,
Hyderabad.

3. 2CD copies